

The Commonwealth of Massachusetts

JOURNAL OF THE SENATE.



THURSDAY, JANUARY 5, 2023.

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JOURNAL OF THE SENATE.

Thursday, January 5, 2023.

Met at eighteen minutes past eleven o'clock A.M. (Ms. Friedman in the Chair).

The Chair (Ms. Friedman), members, guests and staff then recited the pledge of allegiance to the flag.

Pledge of allegiance.

Distinguished Guests.

There being no objection, the Chair (Ms. Friedman) handed the gavel to Mr. Fattman for the purpose of an introduction. Mr. Fattman then introduced, in the rear of the Chamber, the Sutton Suzies Soccer Team. They were congratulated for winning back-to-back state soccer championships and were presented with a Senate Citation. They were accompanied by Representative McKenna of Webster, who also addressed the Chamber.

Sutton Suzies Soccer Team.

Communications.

The following communications were severally received and placed on file, to wit:

Communication from His Excellency the Governor relative to the base compensation of the members of the General Court pursuant to Article CXVII of the Amendments to the Constitution (received in the Office of the Clerk of the Senate on Thursday, December 29, 2022 at twenty-four minutes past six o'clock P.M.);

Legislative base compensation.

A communication from His Excellency the Governor, Charles D. Baker, stating his reasons for pocket vetoing House Bill No. 5149, "An Act clarifying the application of judicial retirement law" and Senate Bill No. 3124, "An Act establishing speed limits on portions of Route 28 and Chickatawbut Road in the town of Milton" (Senate, No. 6) from the 192nd General Court (received in the Office of the Clerk of the Senate on Thursday, January 5, 2023, at twenty-nine minutes past eleven o'clock A.M.);

Governor Baker,-- pocket veto statement.

A communication from the Honorable Bruce E. Tarr, Minority Leader, relative to the appointment of Ryan C. Fattman and Patrick M. O'Connor as Assistant Minority Leaders for the 2023-2024 legislative session; and

Assistant Minority Leaders.

Communication from the Department of Public Health relative to its plans of correction for the Dukes County Jail and House of Correction inspection on November 22, 2022 and Plymouth County Correctional Facility inspection on September 19 and 20, 2022 (received January 4, 2023).

DPH,-- plans of correction. SD3

Reports.

The following reports were severally received and placed on file, to wit:

Report of the Executive Office of Education (pursuant to Section 1T(b) of Chapter 69 of the General Laws) submitting its 2022 report on student preparedness for workforce and post-graduate success by school district and high school (received January 4, 2023);

EOE,-- SOA report. SD2

Report of the Office of the Attorney General (pursuant to Section 35(c) of

AGO,-- SLO report.

Chapter 12 of the General Laws) submitting its fiscal year 2022 Student Loan Ombudsman annual report (received January 4, 2023); and

SD4

Report of the Department of Transportation Rail and Transit Division (pursuant to Section 1 of Chapter 73 of the Acts of 2021) submitting its fiscal year 2022 report on the Regional Transit Authority performance management program (received January 4, 2023).

MassDOT RTD,--
RTA report.
SD5

Communication.

The following communication, together with the return of votes and schedules therein referred to, were received from the Secretary of the Commonwealth, to wit:

COMMONWEALTH OF MASSACHUSETTS
OFFICE OF THE SECRETARY OF STATE
STATE HOUSE, BOSTON 02133

January 4, 2023

To the Honorable Senate and House of Representatives:

I have the honor to lay before you the returns of votes cast at the election held in this Commonwealth on the sixth day of November, 2022, for Governor, Lieutenant Governor, Constitutional Officers and Executive Council, together with schedules showing the number of ballots which appear to have been cast for each person voted for.

Return of votes.

These returns have been duly canvassed by the Governor and Council, and are now transmitted for examination by the Senate, as required by the Constitution and General Laws.

Very truly yours,
WILLIAM FRANCIS GALVIN,
Secretary of the Commonwealth

Order Adopted.

On motion of Mr. Crighton,--

Canvassing the votes.

Ordered, That a joint committee to consist of members of Senate and the House of Representatives be appointed for the purpose of canvassing the votes for Governor, Lieutenant Governor, Attorney General, Secretary of State, Treasurer and Receiver General, and Auditor of the Commonwealth and Executive Councillors.

Senators Crighton of Third Essex, Brownsberger of Suffolk and Middlesex, Payano of First Essex, Velis of Hampden and Hampshire and Fattman of Worcester and Hampden, were appointed the committee on the part of the Senate.

Sent to the House for concurrence.

Subsequently, the order bore the endorsement that Representatives Day of Stoneham, Ryan of Boston and Jones of North Reading were appointed on the part of the House and bore the further endorsement that it had been adopted, in concurrence.

Subsequently, Mr. Crighton, for the said special committee to which had been referred the returns of votes for the Councillors in the several districts submitted a report thereon, as follows:

Election returns.

GOVERNOR and LIEUTENANT GOVERNOR.

Healey and Driscoll (Democratic) have.....	1,584,403
Diehl and Allen (Republican) have.....	859,343
Reed and Everett (Libertarian) have.....	39,244
All others.....	2,806
Blanks.....	25,665

UNCORRECTED PROOF.

Total Votes Cast.....2,511,461

ATTORNEY GENERAL.

Andrea Joy Campbell, of Boston (Democratic) has.....1,539,624
James R. McMahon, III, of Bourne (Republican) has.....908,608
All Others.....1,550
Blanks.....61,679

Total Votes Cast.....2,511,461

SECRETARY OF STATE.

William Francis Galvin, of Boston (Democratic) has1,665,808
Rayla Campbell, of Whitman (Republican) has.....722,021
Juan Sanchez, of Holyoke (Green-Rainbow) has.....71,717
All Others.....1,396
Blanks.....50,519

Total Votes Cast.....2,511,461

TREASURER and RECEIVER GENERAL.

Deborah B. Goldberg, of Brookline (Democratic) has1,709,555
Cristina Crawford, of Sherborn (Libertarian).....516,019
All Others.....9,994
Blanks.....275,893

Total Votes Cast.....2,511,461

AUDITOR.

Diana DiZoglio, of Methuen (Democratic) has.....1,310,773
Anthony Amore, of Winchester (Republican) has.....897,223
Gloria A. Caballero-Roca, of Holyoke (Green-Rainbow) has68,646
Dominic Giannone, III, of Weymouth (Workers Party) has1,877
Daniel Riek, of Yarmouth (Libertarian) has.....48,625
All Others.....1,648
Blanks.....132,669

Total Votes Cast.....2,511,461

After an examination of the returns, it appears that the following named persons have been duly elected in their respective districts, to wit:

- District No. 1. Joseph C. Ferreira of Somerset.
- District No. 2. Robert L. Jubinville of Milton.
- District No. 3. Marilyn M. Petitto Devaney of Watertown.
- District No. 4. Christopher A. Iannella, Jr., of Boston.
- District No. 5. Eileen R. Duff of Gloucester.
- District No. 6. Terrence W. Kennedy of Lynnfield.
- District No. 7. Paul DePalo of Worcester.
- District No. 8. Tara J. Jacobs of North Adams.

The report was accepted.

Resolutions.

The following resolutions (having been filed with the Clerk) were severally considered forthwith and adopted, as follows:-

Resolutions (filed by Ms. Lovely) “congratulating Jeremy Valatka on his elevation to the rank of Eagle Scout”; and Jeremy Valatka.

Resolutions (filed by Ms. Lovely) “congratulating William Delong on his elevation to the rank of Eagle Scout.” William Delong.

Order Adopted.

UNCORRECTED PROOF.

On motion of Ms. Kennedy,

Ordered, That the Secretary of the Commonwealth give notice to Joseph C. Ferreira, Marilyn M. Petitto-Devaney, Christopher A. Iannella, Jr., Eileen R. Duff, Terrence W. Kennedy, Paul DePalo and Tara Jacobs that they have been duly elected Councillors to advise the Governor in the executive part of the government.

Notify Executive Councillors.

Order Adopted.

On motion of Mr. Pacheco,--

Ordered, That when the Senate adjourns today, it adjourn to meet again on Monday next at eleven o'clock A.M., and that the Clerk be directed to dispense with the printing of a calendar.

Time of meeting.

On motion of Mr. Tarr, at seventeen minutes before twelve o'clock noon., the Senate adjourned to meet again on Monday next at eleven o'clock A.M.